PTO/SB/21 (08-03)

10/660,897

(Diane Blevins)

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Application Number

Filing Date TRANSMITTAL September 11, 2003 First Named Inventor **FORM** Cheng H. JIN Art Unit 1634 (to be used for all correspondence after initial filing) **Examiner Name** Not Yet Assigned Attorney Docket Number 8 + 23532232000800 Total Number of Pages in This Submission REFERENCES ENCLOSURES (Check all that apply) After Allowance Communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to Group Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final **Proprietary Information** Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please Extension of Time Request Terminal Disclaimer identify below): Form PTO-1449 (2 pages, plus **Express Abandonment Request** Request for Refund duplicate) References (23) Information Disclosure Statement CD, Number of CD(s) Return Receipt Postcard (3 pages) Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Incomplete Application **CUSTOMER NO. 25225** Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm **MORRISON & FOERSTER LLP** Bruce D. Grant - 47,608 Individual name Signature Date √anuary 22 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Signature:

Dated: January 22



PATENT Docket No. 532232000800

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

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Diane Blevins

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Cheng He JIN et al.

Serial No.:

10/660,897

Filing Date:

September 11, 2003

For:

HIGH-THROUGHPUT METHODS FOR

IDENTIFYING QUADRUPLEX FORMING NUCLEIC ACIDS AND

MODULATORS THEREOF

Examiner: Not Yet Assigned

Group Art Unit: 1634

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

	his Information Disclosure Statement is submitted:
	With the application; accordingly, no fee or separate requirements are required.
	Before the mailing of a first Office Action after the filing of a Request for Continued
	Examination under § 1.114.
\boxtimes	Within three months of the application filing date or before mailing of a first Office
	Action on the merits; accordingly, no fee or separate requirements are required.
	However, if applicable, a certification under 37 C.F.R. § 1.97(e)(1) has been provided.
	After receipt of a first Office Action on the merits but before mailing of a final Office
	Action or Notice of Allowance.
	A fee is required. A check in the amount of is enclosed.
	A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached
	to this submission in duplicate.
	A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee
	is believed to be due.
	After mailing of a final Office Action or Notice of Allowance, but before payment of the
	issue fee.
	A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the
	amount of is enclosed.
	A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmitta
	form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. §1.17(p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 532232000800. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated:

January **2**, 2004

Respectfully submitted,

By:

Bruce Grant

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Form PTO-1449				Docket Number 5	Docket Number 532232000800 Application Number 10/660,897			
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Examiner	Ref.	Title					-	
Initials	No.							
	1. Anantha et al., Biochemistry (1998) 37(9):2709-2714							
	2. J Arthanari et al., Nucleic Acids Research (1998) 26(16):3724-3728							
-	3. *		al., Anti-Cancer Drug		:317-326			
	4. !	<u>/</u>	Mol. Cancer Therapeur					
	5. (<u> </u>	Am. Chem. Soc. (199			· · · · · · · · · · · · · · · · · · ·		
	6. / Hurley, Nature Rev. Cancer (2000) 2:188-200 7. / Jing et al., J.Biomol. Struct. Dyn. (1997) 15:573-585 8. / Jing et al., J. Biol. Chem, (1998) 273:34992-34999							
	8.			·				
9. Kelly et al., J. Mol. Biol. (1996) 256:417-422 10. Lew et al., Proc. Natl. Acad. Sci. U.S.A. (2000) 97:12508-12512								
	11. Li et al., Biochemistry (1996) 35:6911-6922							
<u>.</u>	12. Lipscomb et al., Biochemistry (1996) 35:2818-2823							
	13. Marathias and Bolton, Biochemistry (1999) 38:4355-4364							
	14. Matsugami et al., J. Mol. Biol. (2001) 313:255-269							
	15. Postel et al., J. Bioenerg. Biomembr. (2000) 32:277-284							
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Qu and Chaires, Methods Enzymol. (2	000) 321:353-69				
17. Ren et al., Biochemistry (1999) 38:160	Ren et al., Biochemistry (1999) 38:16067-16075				
18. Schultze et al., J. Mol. Biol. (1994) 23	Schultze et al., J. Mol. Biol. (1994) 235:1532-1547				
19. Shin-ya et al., J. Am. Chem. Soc. (200	1) 123:1262				
20. / Simonsson et al., Nucleic Acids Res. (Simonsson et al., Nucleic Acids Res. (1998) 26:1167-1172				
21. Simonsson and Sjoback, J. Biol. Chem	n. (1999) 274:17379-17383				
22. Sun et al., J. Med. Chem. (1997) 40:2	Sun et al., J. Med. Chem. (1997) 40:2113-2116				
23. / Thomas et al., J. Phys. Chem. B. (200	1) 105:12628-12633				

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